

Noel M. Cook (SBN 122777)
J. Scott Gerien (SBN 184728)
Erin M. Clarke (SBN 142087)
OWEN, WICKERSHAM & ERICKSON, P.C.
455 Market Street, 19th Floor
San Francisco, California 94105
Telephone: (415) 882-3200
Telecopier: (415) 882-3232

Attorneys for Plaintiff,
SUTTER HOME WINERY, INC.

Daniel Maguire (SBN 191666)
Maguire Law Office
423 E Street
Davis, CA 95616
Telephone: (530) 750-3661
Telecopier: (530) 750-3793

Attorney for Defendant,
MADROÑA VINEYARDS, L.P.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SUTTER HOME WINERY, INC.,

Plaintiff,

v.

MADROÑA VINEYARDS, L.P.

Defendant.

Civil Action No. C 05 0587 MHP

**STIPULATION OF DISMISSAL WITH
PREJUDICE PURSUANT TO RULE
41(a)(1)(ii)**

WHEREAS, Plaintiff Sutter Home Winery, Inc. ("Plaintiff") filed this action against
Madroña Vineyards L.P. ("Defendant");

WHEREAS, Plaintiff and Defendant have resolved and settled the matters at issue in the
Action and Plaintiff wishes to dismiss with prejudice the pending Action against Defendant;

NOW THEREFORE,

Pursuant to F.R.C.P. 41(a)(1)(ii), Plaintiff Sutter Home Winery, Inc. , through its counsel

of record, and Defendant Madroña Vineyards L.P., through its counsel of record, hereby stipulate and agree that Plaintiff's Complaint against Defendant should be dismissed with prejudice and without costs to either party.

Respectfully submitted,

OWEN, WICKERSHAM & ERICKSON, P.C.

Dated: June 2, 2005.

By: /s/
J. Scott Gerien

455 Market Street, 19th Floor
San Francisco, CA 94105
Telephone: (415) 882-3200
Telecopier: (415) 882-3232

Attorneys for Plaintiff,
SUTTER HOME WINERY, INC.

Respectfully submitted,

MAGUIRE LAW OFFICE

Dated: June 2, 2005

By: /s/
Dan Maguire

423 E Street
Davis, CA 95616
Telephone: (530) 750-3661
Telecopier: (530) 750-3793

Attorney for Defendant,
MADROÑA VINEYARDS, L.P.



I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/s/) within this efiled document.

/s/
J. Scott Gerien

S:\clients\Sutte\70002\Pleadings\dismissal.wpd